

Docket No.: 030863.00011
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:	Attorney Docket No. 030863.00011
Kai SCHIEMANN et al.	Confirmation No.: 4470
Application No.: 10/583,689	Art Unit: 1625
Filed: June 20, 2006	Examiner: D. M. M. Seaman
For: 2-(HETERO)-ARYL SUBSTITUTED TETRAHYDROQUINOLINE DERIVATIVES	

RESPONSE TO RESTRICTION REQUIREMENT

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

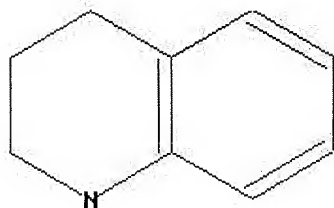
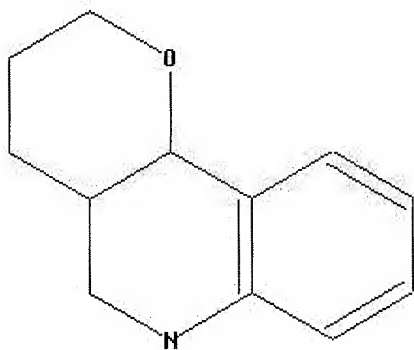
September 25, 2009

Sir:

In response to the restriction requirement set forth in the Office Action, mailed August 28, 2009, applicants hereby provisionally elect, with traverse, Group II for examination. Applicants note that it appears that claim 45 was unintentionally omitted by the Examiner from Group II. Clarification is requested.

Applicants elect as a species for examination, compound 626, see for example, page 203 of the specification. It is believed that each claim of Group II and claim 45 read on this elected species. Applicants note that this election of species is for initial examination purposes only and upon a finding that the elected species is free of the prior art, the Examiner is required under the patent rules to search additional species. Applicants' reason for traversal of the restriction requirement is that the search of additional structures would not represent an undue burden.

Applicants wish to thank the Examiner for the telephonic clarification that the core structures set forth in the Office Action should read as follows:

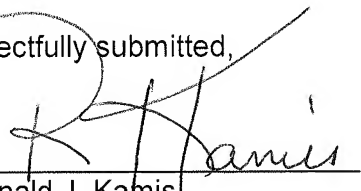


Finally, applicants note that a granting of the Petition to Correct Inventorship filed by applicants on February 13, 2007 has not been received. Applicants respectfully request clarification on this point by the Examiner.

In the event that any fees are due with respect to this paper, please charge
Deposit Account No. 01-2300, referencing Atty. Docket No. 030863.00011.

Respectfully submitted,

By


Ronald J. Kamis

Registration No.: 41,104

Customer No. 04372
ARENT FOX LLP
1050 Connecticut Ave. NW
Washington, DC 20036
(202) 857-6000
(202) 857-6395 (Fax)